

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Rainer H. Wischinski

Application No.: 09/635,280

Confirmation No.: 4936

Filed On: August 9, 2000

Examiner: David R. Lazaro

Art Unit: 2155

For: METHOD AND APPARATUS FOR  
PROGRAMMING AN AUTOMATION  
DEVICE

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Commissioner:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated October 20, 2005, of the Primary Examiner finally rejecting claims 1-17, 19-21, and 23.

This application is on behalf of a large entity.

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136 apply.

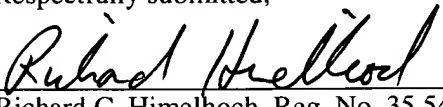
This Notice of Appeal is filed simultaneously with a Pre-Appeal Brief Request for Review.

Pursuant to 37 C.F.R. § 1.17(b), the \$500 fee for filing the Notice of Appeal is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 23-0280. A duplicate copy of this paper is enclosed.

Respectfully submitted,

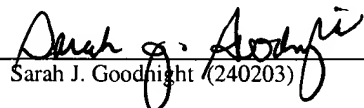
Dated: February 21, 2006

By:

  
Richard C. Himelhoch, Reg. No. 35,544  
Wallenstein Wagner & Rockey, Ltd.  
311 South Wacker Drive, 53<sup>rd</sup> Floor  
Chicago, Illinois 60606-6630  
312.554.3300

**CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service, with first class postage prepaid, in an envelope addressed to: Mail Stop AF, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 21, 2006.

  
Sarah J. Goodnight (240203)